VIA Express Mail EV786328554US Docket Number 36856.1415

## IAP6 Rec'd PCT/PTO 13 FEB 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Yasuhisa FUJII and

Yuichi TAKAMINE

Serial No.: Unknown

Filed: Concurrently herewith

For: SURFACE ACOUSTIC WAVE DEVICE

International Application No.:

PCT/JP2005/012871

International Filing Date:

July 12, 2005

## INFORMATION DISCLOSURE STATEMENT

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR §1.56, and in recognition of their duty to disclose to the United States Patent and Trademark Office relevant information known to be material to patentability, Applicants herewith submit the attached Form PTO-1449. Reference Nos. 1-11 were cited in the attached International Search Report for PCT Application No. PCT/JP2005/012871.

Applicants do not submit herewith copies of the U.S. references as this is no longer required.

The relevance of Reference No. 11 is discussed on pages 5 and 7 of the substitute specification filed concurrently herewith.

The relevance of Reference No. 12 is discussed on page 2 of the substitute specification filed concurrently herewith.

Information Disclosure Statement February 13, 2006 Page 2 of 2

10/568114

IAP6 Rec'd PCT/PTO 13 FEB 2006\_

The relevance of Reference No. 13 is discussed on pages 5, 6, and 16 of the substitute specification filed concurrently herewith.

Reference Nos. 14-26 are additional references that Applicants are submitting herewith.

The statement is not a representation that all of the information cited is necessarily effective as prior art against the application.

Applicants respectfully request that the cited references be made of record in the subject application.

Respectfully submitted,

Date: February 13, 2006

Attorneys for Applicants

Joseph R. Keating Registration No. 37,368

Christopher A. Bennett Registration No. 46,710

**KEATING & BENNETT LLP** 

8180 Greensboro Drive, Suite 850 Tyson's Corner, VA 22102

Telephone: (703) 637-1480 Facsimile: (703) 637-1499

PTO/SB/08A (04-03)

Substitute for form 1449/PTO	Complete if Known				
Substitute for form 1449/PTO	Application Number		10/5681	T) A	
INFORMATION DISCLOSURE	Filing Date	February 13,	2006	77	
	First Named Inventor	Yashuhisa FUJII			
STATEMENT BY APPLICANT	Art Unit	2817			
(Use as many sheets as necessary)	Examiner Name	Takaoka			
Sheet 1 of 2	Attorney Docket Number	36856.1415		フ	

U.S. PATENT DOCUMENTS						
Examiner Cite		Document Name	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where	
initiais*	No.1	Number-Kind Code <sup>2(If</sup> known)			Relevant Passages or Relevar Figures Appear	
/D.T./	1	2003/0107454	06-2003	Nakamura et al.		
8	2	2003/0183884	10-2003	Miyazawa		
	3	2005/0064657	03-2005	Miyazawa		
1,	4	2004/0066115	04-2004	Takamine		
V	5	2004/0080385	04-2004	Takamine et al.		

Examiner	Cite	Foreign Patent Document	Publication			Pages, Columns, Lines, Where	
initials*	No.1	Country Code <sup>3</sup> Number-Kind Code <sup>5</sup> (if known)	Date MM -YYYY	Country of Cit	ted Document	Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
/D.T./	6	JP 2003-297926 (with English machine Translation and Abstract)	10-2003	JAPAN			X
l	7	JP 10-256862 (with English machine Translation and Abstract)	09-1998	JAPAN			X
	8	JP 2004-88551 (with English machine Translation and Abstract)	03-2004	JAPAN			X
	9	JP 2004-96244 (with English machine Translation and Abstract)	03-2004	JAPAN			X
000000000000000000000000000000000000000	10	JP 10-70435 (with English machine Translation and Abstract)	03-1998	JAPAN			X
00000	11	JP 2003-204243 (with English machine Translation and Abstract)	07-2003	JAPAN			×
	12	JP 2002-300004 (with English machine Translation and Abstract)	10-2002	JAPAN			*
	13	JP 2002-271168 (with English machine Translation and Abstract)	09-2002	JAPAN			<b>)</b>
	14	JP 2000-049567 (with English machine Translation and Abstract)	02-2000	JAPAN			,
00000000	15	JP 07-030362 (with English machine Translation and Abstract)	01-1995	JAPAN			,
00000000	16	JP 2000-138553 (with English machine Translation and Abstract)	05-2000	JAPAN			,
00000000	17	JP 2004-282707 (with English machine Translation and Abstract)	10-2004	JAPAN	<u></u>		<b>,</b>
00000000	18	JP 2004-129224 (with English machine Translation and Abstract)	04-2004	JAPAN			,
	19	JP 2004-048670 (with English machine Translation and Abstract)	02-2004	JAPAN			,
V	20	JP 05-235684 (with English machine Translation and Abstract)	09-1993	JAPAN			>
Examiner Signature		/Dean Takaoka/			Date Considered	10/30/2008	

<sup>\*</sup>Examiner: Initial if reference considered, whether of not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Applicant unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent documents at <u>www.uspto.gov</u> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document by the two-letter code (WIPO Strandard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WiPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here If English language Abstract is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14.



1220 Resident/PTO 13 FEB 2006

Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 2 of

Complete if Known					
Application Number	40.5.044	_			
Filing Date	10/ 568114	Т			
First Named Inventor	Yashuhisa FUJII	_			
Art Unit	2817				
Examiner Name	Takaoka				
Attorney Docket Number	36856 1415				

PTO/SB/08A (04-03)

Cite	Foreign Patent Document	Publication		Pages, Columns, Lines, Where	
No.1	Country Code <sup>3</sup> -Number-Kind Code <sup>5</sup> (if known)	Date MM -YYYY	Country of Cited Document	Relevant Passages or Relevant Figures Appear	Le
21	JP 06-152310 (with English machine Translation and Abstract)	05-1994	JAPAN		X
22	JP 11-191722 (with English machine Translation and Abstract)	07-1999	JAPAN		X
23	JP 06-044231 U (with English machine Translation)	06-1994	JAPAN		
24	JP 2003-234636 (with English machine Translation and Abstract)	08-2003	JAPAN		x
25	EP 0 998 039 A1	05-2000	EUROPE		
26	JP 05-167387 (with English machine Translation and Abstract)	07-1993	JAPAN		х
	No.1 21 22 23 24 25	No.¹  Country Code³Number-Kind Code ⁵(if known)  21 JP 06-152310 (with English machine Translation and Abstract)  22 JP 11-191722 (with English machine Translation and Abstract)  23 JP 06-044231 U (with English machine Translation)  24 JP 2003-234636 (with English machine Translation and Abstract)  25 EP 0 998 039 A1  26 JP 05-167387 (with English	Date   MM - YYYY	Date   MM - YYYY   Country of Cited Document	No.1  Country Code³Number-Kind Code ⁵(if known)  Date MM -YYYY  Date MM -YYYY  Date MM -YYYY  Place Appear  Country of Cited Document  Relevant Passages or Relevant Figures Appear  Place Appear  Relevant Passages or Relevant Figures Appear  Place Appear  Relevant Passages or Relevant Figures Appear  Place Appear  Place Appear  Relevant Passages or Relevant Figures Appear  Place Appear  Relevant Passages or Relevant Figures Appear  Place Appear  Place Appear  Place Appear  Place Appear  Relevant Passages or Relevant Figures Appear  Place Appea

		NON PATENT LITERATURE DOCUMENTS	
Examiner initials	Cite No.1	Include name of the author (In CAPITAL LETTERS), title of the article (when appropriate), title  Of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
/D.T./	27	International Search Report for PCT Application No PCT/JP2005/012871, mailed October 25, 2005.	x

Examiner		Date	10/30/2008
Signature	/Dean Lakaoka/	Considered	10/00/2000

<sup>\*</sup>Examiner: initial if reference considered, whether of not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Applicant unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here If English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14.